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## DAMAGE SUIT FILED IN DISTRICT COURT

Complaints Alleged Aggravated and Unprovoked Assault by Railway Employee.

Ogden, Dec. 12.—Asking for damages totalling \$30,000, Walter F. and Thomas A. Reid, have started action in the district court against the Union Pacific railroad company, the Ogden Union Pacific & Depot company and J. H. McIntyre, special agent of the railroad company. The complaints allege that on Dec. 3 of this year, the plaintiffs boarded a Union Pacific passenger train at Evanston, Wyo., paying the usual \$2.30 fare each for transportation to Ogden. Upon alighting at the Union station, they allege that McIntyre, without the slightest provocation, set upon them with a "slung shot" and that he beat them unmercifully, calling them vile names and greatly humiliating them in the presence of a large number of persons. According to the complaint, McIntyre charged them with assault and battery and on having a patrol wagon summoned, took them to the police station. On December 10, the charge brought by McIntyre was dismissed in municipal court and they were acquitted. For actual damages, each of the plaintiffs demand \$10,000, together with \$5,000 punitive damages.

## A TALE OF TWO CITIES—POOR POSTAL SERVICE

Ogden, Dec. 12.—Copies of the following communication have been forwarded to Postmaster L. W. Shurtliff of Ogden and A. L. Thomas of Salt Lake City by officers of the Weber club, following numerous complaints made by local business men regarding the handling of mail between the two points:

"Gentlemen:—Communications by mail between Ogden and Salt Lake and Salt Lake and Ogden, seem to be entirely unsatisfactory.

"For instance, letters posted in either town before 11 o'clock a. m. should be available to the addressee (if he has a box) during lunch time, or shortly after. Those posted before 2 o'clock p. m. should be available to the addressee during the afternoon's business hours.

"Will you do us the compliment to advise the undersigned if the provisions for service now covers this. Of course the service does not cover it.

"It is our intention to take this matter up vigorously with those having the executive authority in this matter.

"With continued high esteem. Sincerely yours,

(Signed) "A. R. HEYWOOD."

## INEBRIATE IMBIBES TOO FREELY OF JAMAICA

Ogden, Dec. 12.—Unable to purchase liquor in the city on Sunday, David McParson, a Montana cowpuncher, was taken into custody late yesterday afternoon in a drunken condition and when searched at police headquarters, it was found that he had consumed the greater portion of a bottle of Rexall Jamaica ginger, which he claims to have purchased at a local drug store. McParson states that he was awfully dry and upon finding every saloon closed, a friend recommended the ginger, which he says he mixed with a little water and was soon in a roaring condition. However, the stranger says that he much prefers whiskey as he finds that the effect is not so instantaneous.

## BELLIGERENT INDIVIDUALS LANDED IN BASTILE

Ogden, Dec. 12.—Mark Anderson, a scoundrel, who follows the vocation of a gambler, was escorted to the police station late Sunday afternoon by two companions, James A. Morrison and Ed. Pacific watchmen. On a badly drunken and drunken condition. Still clinging to a pint bottle of alcohol, Anderson was taken to a cell and a cell and showed a determination to annihilate the entire police force. His companions, both under the influence of liquor, bore numerous scratches and cuts and bid the desk sergeant that they were endeavoring to take Anderson home when he suddenly decided to resist and in the rough and tumble that followed, they were all badly beaten up. The officers state that passer-by saw the alleged watchmen draw guns on Anderson and on being released, it was found that they each carried a pistol. The ruins were held by the police, and all three men will be given an opportunity to explain the matter before Judge Murphy.

## WILL TOUR EUROPE.

Ogden, Dec. 12.—Dr. G. Emmett Browning, son of George Browning, of Browning Bros. company, left Sunday afternoon for an extended tour of Europe. From New York, Dr. Browning will sail directly for France, after which he will visit the principal places of interest on the continent and finish his trip by touring the British Isles.

## MARRIAGE LICENSES.

Ogden, Dec. 12.—County Clerk S. G. Dye has granted the following marriage permits: Giovanni Pedrin and Mrs. Kittie Fitzgerald, both of Clayton, Idaho; Gustave Charles McDonald of Hooper and Bertha Melinde Cook of Syracuse; John Miller of Ogden and Victoria Richardson of Malad City, Idaho.

## PROBATE COURT PETITION.

Ogden, Dec. 12.—Alfred Nelson has filed a petition in the district court asking to be appointed guardian of his four

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## PROVO.

The News is delivered by carrier every night (Sunday excepted) at 75 cents per month. All payments and complaints regarding delivery should be made to David Johnson, agent for Daily, Saturday and Semi-Weekly News, Ind. Phone 272-A. Orders taken for Church work. Residence 47 South First West Street. Carrier east side of Academy Ave. Ind. 3321. Carrier west side of Academy Ave. Ind. 102-A.

## SETTING OF CASES IN DISTRICT COURT

Numerous Litigants Will Come Before Judge Booth—Abstract of Judgment Filed.

Provo, Dec. 12.—The following cases have been set in the Fourth district court:

Dec. 17.—W. H. Ray & Co. vs. R. Jones, argument on demurrer to answer; Western Underwriters' association vs. G. W. Craig, motion to vacate judgment; Pleasant Grove City vs. Artemus Holman.

Dec. 19.—Reuben Chipman vs. C. S. Jones.

Dec. 20.—Clara Finn vs. William Finn, argument on demurrer to complaint; Stuart Smith vs. John A. Peterson, motion to dismiss; Mary Collins vs. Walter Cox et al., demurrer to complaint.

Dec. 21.—Benjamin Argyle et al. vs. Mont Johnson, county treasurer.

Dec. 20.—Joshua Hone vs. John Waters.

Dec. 21.—Utah Banking company vs. Don V. Hargwood.

The following orders were made: Esthina Tanner vs. J. F. Clyde; decree quieting title to property described in complaint of plaintiff defendant having entered disclaimer.

Ames Holm vs. Warren E. Davis; demurrer to amended complaint overruled, defendant given 10 days to plead.

Abstract of judgment from Justice C. F. Durand's court in the case of A. H. Earl vs. Richard H. Smith, giving judgment for plaintiff in the sum of \$50.95 principal, and \$4.25 costs, has been filed in the Fourth district court.

The Lake Shore Drainage District has brought condemnation proceedings in the Fourth district court against Joseph E. Greer and Angus Greer for a right of way for the district's drainage canal over 48 of an acre of land of the property of defendants.

## VINCENT LIQUOR CASES.

Provo, Dec. 12.—The case of Provo City vs. Henry Vincent, charged with selling beer to Alga Rhodes in violation of the prohibition ordinance, which was set for Saturday went over till today. A proposition of compromise was made by Vincent, and considered by the mayor and city attorney. It was for Vincent to pay the city \$400 and for the city to drop the three cases in which Vincent is now charged with selling beer, as well as the case which Vincent has appealed, in which he was convicted in the justice's court and fined \$250, and sentence to 30 days' imprisonment. In addition to paying the \$400 to square the cases Vincent offered to give a bond, guaranteeing that he would stop the liquor business. The city, however, wanted the case against Vincent refused to pay. As it was late before a final agreement could be reached, and as defendant declined to square the cases, the case went over till today at 10 o'clock.

The compromise was finally effected this morning, the figure being fixed at \$400.

## PROVO NEWS NOTES.

Manager L. L. Nunn of the Telluride Power company has returned from a trip to California, as California and Utah are looking for a short time looking after his interests here.

The Provo lodge No. 14, I. O. O. F., has elected the following officers for the ensuing term: Olaf Hedenberg, noble grand; James R. Farrer, vice grand; T. L. Walters, secretary; Thomas S. Jones, treasurer; Harvey Cluff, trustee.

George A. Smith sustained a great loss by fire Nov. 27. While he and his wife were visiting in Payson two little girls, his grandchildren, got matches and went to the stock yard and made a fire in the straw. Nothing could be done to save the outbuildings or granary, but by fighting the flames the house was saved. His loss was about \$1,000, with no insurance.

Frank Darlow, who had a successful operation at St. Marks hospital in Salt Lake City for appendicitis. Everything is being done to have the new school rooms and dance hall completed by Christmas.

## SPANISH FORK.

CHAPPEL FOUND GUILTY. SENTENCED TO JAIL

(Special Correspondence.) Spanish Fork, Dec. 10.—In Justice Foster's court yesterday Robert Chappel was found guilty of a misdemeanor, having drawn a gun on C. J. Marshall on the night of Nov. 21. He was sentenced to pay a fine of \$50 and to serve a term of 30 days in jail. He will appeal the case.

John R. Davis, who was injured in an explosion at Scorfied in October, is again around again. Mr. Davis has been in the hospital at Salt Lake ever since he was hurt until this week. He has lost the sight of one eye.

## 25 PER CENT DISCOUNT.

on men's smoking jackets—in fancy wool mixtures, W. E. Pife Co., 166 Main Street.

## WANTED.

Boys to sell the Christmas News in every town in Utah and Idaho. Write Circulation Department, Deseret News, Salt Lake City for terms.

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## LOGAN.

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## PARTY COMMITTEES AWARD PATRONAGE

W. H. Thain Again Named for Position on State Board of Land Commissioners.

Logan, Dec. 10.—There was a meeting of the Republican county and city committees held here today for the purpose of disposing of the appointive patronage. William H. Thain was endorsed for a third appointment as member of the state land board, a position he now holds. He had an opponent, T. H. Merrill of Richmond, but of the 32 votes in the caucus, Thain received 22. John Henry Gresham of this city was endorsed for appointment as county fish and game warden.

## ALUMNI ASSOCIATION BANQUET AND ELECTION

Logan, Dec. 10.—The meeting of the Alumni association of the B. T. college held last evening, was well attended, members coming in from many parts of the state. Some business was attended to and the following officers were elected:

President—Prof. D. C. Jensen, Vice President—Miss Edith Hill, Secretary and Treasurer—Prof. E. J. Norton.

Assistant Secretary—John O. Peterson. Athletic Representative—Lyle Alfred, Editor-in-Chief—John Welch, Assistant—Miss Lovinia Maughan and Wilford Moses.

Following the meeting there was a social that lasted until midnight. The editing staff distributed a directory of the association which contains the names of 32 graduates of the institution and covers the period from 1887 until the present time, and yet this record shows that only 29 of the graduates have died in that time.

## SMITH AWARDED INSURANCE.

Logan, Dec. 10.—The jury in the case of Joseph Smith vs. the Northwestern Insurance Co., came into court at 9

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## MOTHER'S FRIEND

BRADFIELD REGULATOR CO., Atlanta, Ga.

Dec. 7, at 1 p. m. Bishop Henry Lewis presided, and he and Elders James Gough, E. C. Hendrickson, Bishop A. Field, Patriarch James Kirkham, President A. J. Evans, and President James H. Clark eulogized her many virtues and spoke words of consolation to the bereaved relatives and friends. The floral tributes were many and most beautiful, and a striking feature was nine young ladies dressed in white, carrying flowers, who followed the hearse. Mrs. Peterson was the daughter of Peter Ingerbertsen and Ellen Anderson; was born Feb. 14, 1832, in Norway; joined the Church in 1865; was married to John R. Peterson in 1871; mother of six boys and five girls. Her husband and four children preceded her to the great beyond. She was over an active member of the Church and especially in Primary and Relief society work. She was a kind,

true and loving friend and mother and was highly respected by all who knew her.

## FOR CHRISTMAS GIFTS.

Nothing is more acceptable than a picture. It is hung in a room where it is always a pleasant reminder. We have such a large collection of good subjects that you can not fail to find what you want.

GEO. W. EBERT CO., 41 Main.

## OGDEN AND RETURN.

Via D. & R. G. R. R., Dec. 13th.

The Scientists' special will leave Salt Lake at 6:30 p. m. Tickets good going on all trains. Special train returning leaves Ogden 30 minutes after close of Scientist lecture, about 11 p. m.



## The Christmas Piano Should Be a PIANOLA PIANO

People do not buy fine paintings and then hang them where they cannot be seen. Neither do people buy books printed in a language that they do not understand. Why, then, should they buy pianos which they cannot play?

If you are thinking of buying a piano for Christmas, or making a present of one, surely the piano that is always a real musical instrument and never simply an ornament is the one to buy.

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